

MINUTES OF MEETING

A meeting of the Chiropractic Physicians= Board of Nevada was held on Friday, July 14, 2006 in Conference Room B111 at Kietzke Plaza, 4600 Kietzke Lane, Reno, Nevada 89502.

The following Board members were present at the roll call:

Stephanie Youngblood, DC, President
Ian K. Yamane, DC, Secretary
ElizaBeth Beyer, R.N., J.D., Consumer Member
David Howard, Consumer Member
Curtis Potts, DC, Member

President Dr. Stephanie Youngblood determined that a quorum of the Board was present and called the meeting to order. Vice President Dr. Margaret Colucci and Member Dr. Donald Miner were not present. Also present were Deputy Attorneys General David Newton and Richard Dreitzer.

Dr. Youngblood led the Pledge of Allegiance.

AGENDA ITEM 1 A motion by David Howard to approve the agenda with Agenda Item No. 5 to be addressed first was seconded by Dr. Potts and passed unanimously.

AGENDA ITEM 5 Ms. Beyer made a motion to continue the hearing in the matter of Case No. 05-15, Pasquale Laurito, DC, License No. B617, until the next Board meeting in Las Vegas with the stipulation that this be the last continuance based on change of counsel. Dr. Curtis Potts seconded and the motion passed with Mr. Howard, Ms. Beyer and Dr. Potts in favor and Dr. Youngblood not in favor. Dr. Yamane recused due to prior business dealings with Dr. Laurito.

AGENDA ITEM 2 There were no public interest comments.

AGENDA ITEM 3 William G. Cobb, attorney for the respondent in Complaint 06-05, was present. ElizaBeth Beyer described the background of Complaint 06-05. Mr. Cobb presented the respondent=s position with respect to NRS 634.208(1) and the performance of an IME on a Nevada patient by his client who is not licensed in Nevada. ElizaBeth Beyer moved to refer the matter to the Attorney General=s office for interpretation of NRS 634.208(1) and that this case not be referred to any prosecutorial body. Mr. Howard seconded the motion and it passed with all in favor except Ms. Beyer who recused as the investigating Board member.

AGENDA ITEM 4 Dr. Youngblood acknowledged the presence of Daniel Nightingale, DC, and his attorney, Margo Piscevich. A court reporter was also present for recording of this matter.

Ms. Piscevich indicated that they would like to have the meeting closed to the public during presentation of evidence. Ms. Beyer moved that the meeting be closed and Dr. Youngblood seconded. At Mr. Newton=s request the door was closed. Ms. Beyer restated her motion to close the meeting. Dr. Youngblood seconded and the motion passed unanimously.

The meeting was reopened. Following discussion by the Board, David Howard moved to fine Dr. Nightingale one dollar and wish him luck. After further discussion, he restated the motion to fine Dr. Nightingale one dollar, assess the Board=s costs of this hearing and wish him well and let him get back to his practice and get busy. There was no second and the motion died.

Dr. Potts moved that the Board issue a letter of instruction to Dr. Nightingale, that he be required to take and pass the National Board of Chiropractic Examiners ethics examination by the end of the year, attend 12 hours of continuing education on the subject of ethics by the end of the year in addition to the 12 hours required for license renewal, and pay the Board=s costs within a time frame to be determined as soon as the total amount is known. Mr. Howard seconded the motion and it passed with Drs. Yamane and Potts and Mr. Howard in favor and Dr. Youngblood and Ms. Beyer opposed.

AGENDA ITEM 6 There was no public comment.

AGENDA ITEM 7 The meeting was adjourned.

Approved: September 8, 2006

Ian K. Yamane, DC, Secretary